

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

**FILED**

DEC 03 2012

Clerk, U. S. District Court  
Eastern District of Tennessee  
At Knoxville

MAKS, INC., GENERAL TRADING  
& CONTRACTING CO.,  
GOPALAKRISHNA PILLAI AJEESH  
KUMAR KAMMARAYIL, AND  
MOHAMMED AZAD SHABBIR,

Plaintiffs,

v.

EOD TECHNOLOGY, INC.,

Defendant,

EOD TECHNOLOGY, INC.,

Counter-Plaintiff,

v.

MAKS, INC., GENERAL TRADING  
& CONTRACTING CO.,

Counter-Defendant,

No.: 3:10-CV-443  
(VARLAN/GUYTON)

**VERDICT FORM**

November 30, 2012

We, the members of the jury, find unanimously and from all the evidence as follows:

**I. MAKS's Breach of Contract Claims**

1. Do you find that defendant EODT breached the module contract with regard to Work Authorization 01 (WA01)?

X Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 2. If you answered "no," proceed to question 3.

2. If yes, what damages do you award plaintiff MAKs?

\$ 990,000.00

3. Do you find that defendant EODT breached the module contract with regard to Work Authorization 2 (WA02)?

X Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 4. If you answered "no," proceed to question 5.

4. If yes, what damages do you award plaintiff MAKs?

\$ 975,000.00

5. Do you find that defendant EODT breached the security contract?

X Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 6. If you answered "no," proceed to question 7.

6. If yes, what damages do you award plaintiff MAKs?

\$ 3,000.00

**II. EODT's Breach of Contract Counter-Claim**

7. Do you find that counter-defendant MAKs breached the module contract?

\_\_\_\_\_ Yes X No

If you answered "yes" to this question, proceed to question 8. If you answered "no," proceed to question 9.

8. If yes, what damages do you award counter-plaintiff EODT?

\$ \_\_\_\_\_

**III. MAKS's Trespass Claim**

9. Do you find that defendant EODT committed a trespass on the property of MAKs?

X Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 10. If you answered "no," proceed to question 12.

10. If yes, what damages, if any, do you award plaintiff MAKs?

\$ 1.00

If you awarded an amount of damages, proceed to question 11. If not, proceed to question 12.

11. Do you find that plaintiff MAKs is entitled to punitive damages on this claim?

\_\_\_\_\_ Yes X No

**IV. MAKS's Conversion Claim**

12. Do you find that defendant EODT committed a conversion against MAKs's property?

X Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 13. If you answered "no," proceed to question 15.

13. If yes, what damages, if any, do you award plaintiff MAKs?

\$ 1,000,000.00

If you awarded an amount of damages, proceed to question 14. If not, proceed to question 15.

14. Do you find that plaintiff MAKs is entitled to punitive damages on this claim?

\_\_\_\_\_ Yes X No

**V. Plaintiffs' Assault Claims**

15. Do you find that EODT employee(s) committed an assault against plaintiff Ajeesh Kumar?

\_\_\_\_\_ Yes X No

If you answered "yes" to this question, proceed to question 16. If you answered "no," proceed to question 19.

16. If yes, do you find that the EODT employee(s) were acting within the scope of their employment at the time of the assault?

\_\_\_\_\_ Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 17. If you answered "no," proceed to question 19.

17. If yes, what damages, if any, do you award plaintiff Ajeesh Kumar?

\$ \_\_\_\_\_

If you awarded an amount of damages, proceed to question 18. If not, proceed to question 19.

18. Do you find that plaintiff Ajeesh Kumar is entitled to punitive damages on this claim?

\_\_\_\_\_ Yes \_\_\_\_\_ No

19. Do you find that EODT employee(s) committed an assault against plaintiff Azad Shabbir?

\_\_\_\_\_ Yes   X   No

If you answered "yes," proceed to question 20. If not, then have your Jury Foreperson sign and date the form.

20. If yes, do you find that EODT employee(s) were acting within the scope of their employment at the time of the assault?

\_\_\_\_\_ Yes \_\_\_\_\_ No

If you answered "yes" to this question, proceed to question 21. If you answered "no," then have your Jury Foreperson sign and date the form.

21. If yes, what damages, if any, do you award plaintiff Azad Shabbir?

\$ \_\_\_\_\_

If you awarded an amount of damages, proceed to question 22. If not, then have your Jury Foreperson sign and date the form.

22. Do you find that plaintiff Azad Shabbir is entitled to punitive damages on this claim?

\_\_\_\_\_ Yes \_\_\_\_\_ No

**SIGNATURE REDACTED**

\_\_\_\_\_  
Jury Foreperson

12-03-12  
Date